

LAST EDITION.

WEDNESDAY EVENING.

TOPEKA, KANSAS, APRIL 21, 1909.

WEDNESDAY EVENING.

TWO CENTS.

CITY IS INVESTED.

Advance Guard of the Turkish Constitutional Army

Arrives at the Outskirts of the National Capital.

CABINET WILL MEET

And Proclaim Martial Law in Constantinople.

Will Also Consider Proposals of the Young Turks.

Constantinople, April 21.—The advance guard of the constitutional army has arrived at the outskirts of the city. The cabinet will meet this afternoon and proclaim martial law in the capital. The administering of oaths to the troops still in garrison is proceeding today in accordance with the demands of the constitutionalists. Furthermore the authors of the recent upheaval are being arrested. A cabinet meeting was held this morning to consider the proposals made

CASUALTIES WERE 160

In the Sortie During Which Baskerville Was Slain.

Tabriz, Persia, April 21.—The nationalists lost 60 men killed and 100 wounded in the sortie from this city in which H. C. Baskerville, an American school teacher, lost his life. The armistice arranged by the Shah for the purpose of bringing in provisions is not regarded with enthusiasm here as the absence of transportation makes provisioning the town very difficult.

Relief Expedition.

This, April 21.—General Snarsky, who commanded the Russian punitive expedition to Julfa in 1908, has been designated to lead the proposed Russian expedition into Persia. The expedition has been organized at the suggestion of Great Britain for the relief of foreigners at Tabriz. Its departure, however, has been postponed on account of the armistice granted by the Shah. The vanguard, consisting of the Third battalion of Caucasian riflemen is now camping near Julfa on the frontier. In instant readiness to march. The expedition will be accompanied by a detachment of artillery engineers, and field telegraphers.

Disturbances Reach Antioch.

Constantinople, April 21.—Later reports from the Syrian coast say that Moslem fanaticism is extending in the village of Aleppo. Disturbances have broken out at Antioch and Birejik, and foreigners have taken refuge at the

AT STATE HOUSE.

Stafford Bankers Are Excited About New Law.

Don't Like the Provision About Bank Directors.

GANSE MOVES AWAY.

Senator from Fourteenth District Changes Residence.

Kansas City, Kan., Complaints to Railroad Board.

A Stafford correspondent writes the State Journal that "bankers in Kansas are generally questioning the clause of the new state bank law which provides that every director of a state bank must own at least \$500 of the bank's stock," and argues that, "as few bankers have any stock to sell, that the bankers will test the law in the courts." There are few people outside the bankers who will question the wisdom of the law which requires that men controlling the affairs of a bank shall own stock in that institution. It should not be necessary for bankers to sell stock to bank directors. The latter should by all means own at least \$500 worth of the bank's stock which they are supposed to protect by their advice and counsel. The law was passed with a view to doing away with dummy boards of directors. The more a director is interested financially in a bank the more attention he will give to the conduct of the affairs of that bank. A bank advertises the names of all its prominent men in the county as members of its board of directors. This inspires the confidence and gains the patronage of all the friends of these directors. If the latter own little or no stock in the bank, they are not interested in the bank's success and are good laws and especially that section requiring directors to own at least \$500 worth of the stock of the banks they are directed to protect. The courts will hardly set aside such a wise and just statute.

The Burlington Republican makes the following announcement of the removal of State Senator H. E. Gans from the county to Twenty-fourth senatorial district:

"Senator and Mrs. Henry E. Gans have moved to their new home in Emporia where Mr. Gans is now engaged in a partnership with W. L. Huggins. The Ganses will be greatly missed in Burlington as they took an active interest in all community affairs. They were deservedly popular. Senator Gans had a splendid practice here in the firm of Gans & Hansen but in moving to Emporia he is entering a larger and more profitable field and with practically a certainty of abundant success."

The Kansas state railway board in the hearing held in Kansas City, Kan., listened to the complaints of shippers who declared that the railroads and the yard companies at Argentine were responsible for unnecessary and costly delays in unloading stock from the cars after entering the yards. There was a mass of testimony on the subject. The shippers complained that the yard companies at Argentine were responsible for unnecessary and costly delays in unloading stock from the cars after entering the yards. There was a mass of testimony on the subject. The shippers complained that the yard companies at Argentine were responsible for unnecessary and costly delays in unloading stock from the cars after entering the yards.

R. A. Edwards of Castleton, one of the principal witnesses, made the following statement while on the stand:

"The railroads allow cars loaded with cattle to accumulate over night in Argentine. This causes the shippers to become congested and these cars are in the way of those which arrive in the morning. If the yards would bring those cars which arrive in the night directly to the yards and unload them, then the great element and cause for delay would be eliminated. The tracks in the yards would be reasonably clear for settings."

The charges made by the shippers and commission men were generally denied by D. S. Farley, superintendent and agent in Kansas City for the Santa Fe company. Mr. Farley stated that there were no delays of cattle traffic but that the yard companies were responsible for the delay in the cars directly. He attributed much of the alleged delay to the fact that the yards at the present time have not started for handling the business which comes to them. He admitted that there had been more delay in the past years than was necessary, but said that all of that had been done away with and that the railroad company was just as anxious to get the cars in and unloaded as were the shippers and commission men. Further, he promised to do all in his power to improve conditions about the yards in Argentine, but warned both the commission men and the shippers there could be no great benefit until the yards company would improve its facilities for handling the cars and cattle. He said:

"They have built in the yards that can accommodate forty-six cars, thirty-six feet in length. The other tracks are for a train of twenty cars and are used for the purpose of the yard. The yard company would improve its facilities for handling the cars and cattle. He said:

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SHE STABBED TWO MEN.

Hatpin Proved Effective Weapon in Hands of a Woman.

Cincinnati, O., April 21.—Bonita, leading woman with the Wine, Woman and Song company, which went to pieces here was arrested in her room at the hotel early this morning after a fight with the hotel clerk and was locked up in the cell. Bonita is charged with disorderly conduct. After languishing two hours in the cell she was released. Later when her case was called in court, she failed to appear. She had skipped to New York on an early train. A fine of \$5 and costs was assessed against her and it was paid by her attorney.

Previous to the arrest a desperate fight took place in an elevator of the hotel between the woman, who was armed with a hat pin, and Night Clerk William Hettlich, Jr., and Watchman Adam Matz. Both Hettlich and Matz were severely stabbed during the fight and a physician called to be called to dress their wounds.

The trouble started when the woman tried to order drinks from the bar in the elevator. Bonita started a commotion in the hallway and guests, panic stricken, rushed from their rooms. Several patrolmen were summoned to the spot and Bonita was taken to the police headquarters in a patrol wagon.

CURED BY RADIUM.

Patient Suffering From Abdominal Tumor Is Relieved.

New York, April 21.—Surgeons at the Flower hospital have just effected a remarkable cure of a patient suffering with a malignant tumor by means of the injection of gelatine impregnated with radium. Only one other similar case is on record, according to the hospital authorities and it was treated in Europe recently by means of a radium in a glass tube, which was sewed up in the tumor.

In the Flower hospital case the tumor was as large as a grape fruit and was removed by means of the X-ray. Then the radio-active gelatine was injected and at the end of five weeks the growth was so materially reduced that the patient was allowed to go home. He is expected to recover completely, although the tumor was in the abdomen and his death was expected six months ago.

No official report has been made on the case nor has the name of the patient been announced. He is a well to do resident of Westchester county and went to one of the hospitals with the idea of an operation. The history of the case is to be published in the official journal of the college in a short time.

GETS A VERDICT FOR \$1

End of the Gaines-Butler Libel Suit.

The jury in the civil libel suit of H. N. Gaines against James Butler, which has occupied the time of the district court since Monday, today took one hour in which to render a verdict against the defendant for one dollar.

This case was the result of an article published in the "Co-operative Leader," a county paper, in which proportions run by Butler. In a copy of this sheet Butler referred to Gaines, publisher of the "Farmers' Advocate," as a midnight assassin and compared him to Harry Orchard, noted murderer. In his suit for damages to his reputation, Gaines included the Kansas Farmer, on the grounds that the Farmer had printed the libelous publication in its job printing office. The jury found that the Kansas Farmer was liable for assisting in the circulation of the printed matter, and rendered a verdict of one dollar against the company. The jury also answered special questions of the questions was: "Did the plaintiff suffer actual damage from the publication?" This question was answered, "No."

In his argument, Judge Garver, for the defense, recommended a verdict of 25 cents. The court instructed the jury nominal damages could be awarded, such as one cent or one dollar.

RAIN WAS GENERAL

Only a Little Over Half an Inch Falls in Topeka.

The rainfall of the past 24 hours amounted to less than an inch in any part of the state, but was general. Light rainfall is reported from every weather station except Toronto. All over the western part of the state, a heavy rain was recorded, but the average for the eastern half of the state was between 4 and 4.2. The rainfall in Topeka was 4.1 inches, and the rain ceased at 1 o'clock this morning. The indications favor light showers later this afternoon and tonight.

The best guess, based upon conditions and past experience of the weather man, is cool weather tonight, with freezing or near-freezing temperature in the morning, but no frost. It is not expected to clear off in time to frost. Rain or snow tonight is more probable.

The wind is blowing 15 miles per hour from the northwest. The Kansas reported a temperature of freezing or lower last night.

The local temperature by hourly readings today:

7 o'clock	45	11 o'clock	47
8 o'clock	47	12 o'clock	48
9 o'clock	48	1 o'clock	48
10 o'clock	48	2 o'clock	47

ON THE LAST LAP.

Children Journey Unattended From England to Texas.

New York, April 21.—On the Mallory liner San Marcos, leaving here today will be Gertrude and Elizabeth Gush, 10 and 5 years old respectively, who are beginning the last lap of a journey of more than 5,000 miles to join their father at Gonzales, Texas. On Saturday they reached here from England, having made the trip unaccompanied.

Hopkins Makes a Gain. Springfield, Ill., April 21.—On the 73rd joint ballot for United States senator today former Senator Hopkins received 78 votes.

TOWED INTO PORT

American Fishing Schooner Captured by British Cruiser.

Caught Plying Her Trade Within Prohibited Lines.

SHOT WITH BIG GUNS.

Yankee Captain Tried Hard to Make His Escape.

Surrendered Only When Threatened With Being Sunk.

Vancouver, B. C., April 21.—The Dominion government cruiser Kestrel arrived in port today having in charge the American halibut fishing schooner, Charles Levi Woodbury, which she captured after firing four rounds from her machine guns and threatening to sink the alleged poaching vessel unless she surrendered.

The schooner was struck and slightly damaged. The captain of the American vessel did not surrender, however, until his schooner was boarded by a force from the cruiser.

The action took place Sunday afternoon in northern waters, alleged to be continuous to Canada. Five bullets tore through the air in the direction of the Woodbury, each time the machine gun was fired as the vessels headed at full speed from the west coast of Vancouver island and pointed towards the middle of the Pacific.

Three of the rounds were merely intended to call attention to the command to heave to, which had been issued to the American schooner. But the last series of shots meant business. The gun was pointed at the fish boat which was then at a distance of about 200 yards and the shells were fired as rapidly as possible. The bullets which were aimed high, ripped the mainsail of the schooner and one or two killed splinters of the splintered mast. Captain Sinclair feared that he would be sunk right there if he did not stop.

Her Sails Hauled Down.

At the same moment, the second gun of the Kestrel was swung across her deck to get into range of the fishing boat. The Woodbury's engines were then stopped and her sails, gashed by British bullets, hauled down. But even then the American captain would not willingly surrender. He declined to fasten a hawser aboard his vessel but a line was thrown to the Kestrel and the men from the Kestrel boarded the Woodbury and took charge.

Captain Newcomb of the Kestrel declares that if he ever had a chance to capture an American vessel this is one. Early Sunday afternoon, he declares, the Kestrel was steaming from Quatsino sound on the west coast when he sighted an American vessel fishing between East and West Halcote islands. These islands lie about 10 miles off Cape Scott, the northernmost point of Vancouver island. The islands are themselves five miles apart, so that from Captain Newcomb's figuring, it is impossible that the American boat could be more than two or three miles from either shore. As a matter of fact, Newcomb says that when he observed her, the vessel was within a mile of East island. By the time she was within a short distance of West island.

Captain Sinclair, of the Woodbury, apparently did not notice the arrival of the Kestrel on the scene until the government vessel was within about three miles.

Wasted No Time. Then the American ran along picking up five dories, the fishermen cutting their gear, without wasting time to pull a fathom of it in. Within 20 minutes after the Kestrel was sighted the last dory had been picked up and the schooner with her motor power working to its full capacity and her sails spread to a fine western breeze, turned towards the highlands of the Pacific. The cruiser gradually overhauled the American schooner and by the time they were four and a quarter miles off shore, the Kestrel was alongside and the captains of the two vessels were conversing.

Captain Newcomb had been vigorously sounding blasts from his siren as the signal for the American to stop, but she kept on her course. The first round of the machine gun was fired when the race had but well begun and the next two were directed to send the bullets across the bows of the Yankee vessel. But the captain of the latter made no attempt to stop. Then Captain Newcomb got aboard the American and he opened communication through a speaking trumpet.

Big Gun Went Off. "Stop, or I will put a hole through you," called Newcomb. "I don't think so," said Sinclair, in a reply that came plainly over the water.

Then the big gun went off and a little section of the Woodbury's sail was in shreds. When the second gun of the Kestrel had been unswiveled and trained on the schooner, Captain Sinclair realized that further fight was useless and surrendered. He refused, however, to help navigate his vessel to port and would not even make fast a hawser. His engineer declined to turn over the gasoline equipment. The warship then took the Woodbury in tow and headed for Vancouver, arriving this morning when the prize was tied up at a wharf.

The Woodbury is a schooner about 100 feet long and is of 120 tons burden. She has been fishing out of Seattle for a number of years. She had about 1,000 pounds of fish on board when taken. There was no time to clean the fish and the cargo was destroyed.

Captain Sinclair, master of the Charles Levi Woodbury, visited the United States consulate today and lodged a complaint with Col. West, the American consul.

West will take sworn deposition of Captain Sinclair and members of the crew and investigate the case. If he thinks the seizure was not justified he will lodge a protest. Until matters are straightened out the crew of the schooner will remain aboard her. She is owned by the Standard Fish company of Seattle.

Weather Indications.

Chicago, April 21.—Forecast for Kansas: Rain or snow tonight or Thursday; colder in east portion tonight.

FARMERS' TRUST.

Old Idea Revived with Some Success in Wisconsin.

Madison, Wis., April 21.—Thomas Emmerton of Bloomer, president of the Wisconsin Society of Equity, believes the only method to curb the trusts is for the farmers to have a trust of their own. He has started at the task. During the past year the society refused to sell the tobacco raised and owned by the members for less than a certain price. The tobacco kings backed, but Emmerton had tobacco sheds built in southwestern Wisconsin where the tobacco of the members was pooled and boxed ready for sale. The insurance companies insured the tobacco against losses by fires and after some delay, the bankers loaned money upon the tobacco in the pool at a certain price. Nearly all of last year's crop has been sold from the pool at "from 2 to 6 cents more a pound than could ordinarily have been received," according to Mr. Emmerton. Another tobacco pool was formed this year.

Niagara Falls, N. Y., April 21.—The situation here today is perilous. Colonel James R. Peck, in charge of the Buffalo office of United States Engineering corps, says the department is helpless to render any assistance at Lewiston and Youngstown. He inspected the conditions on Sunday and found the ice at the mouth of the river at least 75 inches in thickness. Dynamite, Colonel Price declared would make as much impression as if exploded in soft earth. He saw no way to relieve the condition.

The water that is now passing over the falls is backing up in the latter river. There are large fields of ice in the river above the rapids, and it is passing over the falls at the rate of thousands of tons a second. At Lewiston there is a large mound of ice, probably 50 feet above the normal water level and endangering the Cornell House located far above the river. As the jam moves it carries the embankment before it, cutting it off clear as it passes.

State Officials Act.

Albany, N. Y., April 21.—F. C. Stevens, superintendent of the state department of public works, said today that he had instructed Henry A. Kunze of Rochester, superintendent of the western division, and Charles L. Tuttle, an expert in the use of explosives, to proceed at once to the scene of the trouble of the Niagara river and render any assistance in their power.

RAILWAY ORDERS OBJECT

Will Insist That Men of Organization Be Placed on Motor Cars.

San Bernardino, Cal., April 21.—Members of the Order of Railway Conductors and Engineers on the Santa Fe are aroused over the advent of a gasoline motor car for this division. The grievance committee has demanded that the company place none but organization men in charge of the car, Pulla conferences have been held in which the company has refused to accede to the demands of the men. The grievance committee has left no stone unturned to line up the organizations on that division. The men fear that the company will place cheap men in charge of the car and ultimately the innovation will prove a serious menace to railroad brotherhood.

GROSS IN SANITARIUM.

He Is the Man Who Won Suit Against Rostand.

Chicago, April 21.—Samuel Eberly Gross, who gained international fame some years ago by accusing Edmund Rostand, the French playwright, of stealing his ideas for "Cyrano De Bergerac" from a Gross play called "The Merchant of Cornville," and winning a suit based on this claim, has been sued for divorce.

Mrs. Emily Gross charges that her husband deserted her in December, 1, 1905. Mr. Gross was one of the largest real estate dealers in Chicago, but two years ago became financially embarrassed and now is in a sanitarium.

HELD IN MID AIR.

Clyde Funchess Comes in Contact With Live Wire.

Clyde Funchess of 414 East Tenth avenue, a line man for the Bell Telephone company, was severely shocked today by the live wire in the alleyway between Kansas avenue and Quincy street about 11 o'clock this morning. He was repairing a break in the line caused by the fire last night at the F. L. Seller paper store at First and Quincy streets. He is now at Keith's hospital in a critical condition.

George Whiteaker of the Whiteaker Commission company was the first to see Mr. Funchess after the shock. Mr. Whiteaker was superintending the unloading of fruit in the alley outside of the building when he heard a gurgling noise. He looked up and saw the body of a man hanging across the telephone wires at the top of the pole. He notified the force of line men who were working near by and then telephoned for the current to be shut off. Dr. Keith was also notified. As soon as the current was shut off, linemen climbed the pole and let the unconscious body of the man down to the ground by means of a belt and ropes. The ambulance took him to the hospital.

COOPERS IN COURT.

Argument for a New Trial for Carmack's Slayers.

Nashville, Tenn., April 21.—The argument for a new trial in the Cooper case began today before Judge William Hart. The two defendants, Omer D. B. Cooper and Robin J. Cooper, who were found guilty of the murder of former United States Senator W. C. Cretch, are in the state penitentiary where they are serving a term of imprisonment were in court early.

Both were in excellent spirits and held an impromptu reception before the sheriff outside of the court. Mrs. Lucius Burch today, as during the trial was at her brother's side, listening attentively to every word.

BUSS CROSS HELD FOR PERJURY

Negro Who Dodged Workhouse May Go to Penitentiary.

It appears that Cross made the confession because he preferred a Kansas sentence to a long stay in the Kansas City workhouse, which is not a pleasant resort.

Back to Minors. Washington, April 21.—Waivers have been asked for by the Washington club of the American league on Jesse Tannhill, Bert Keeley and William Shipke. The two first named are pitchers and the latter an infielder. Tannhill has been in major league baseball for many years, having played successively with the Pittsburgh Nationals, the New York Americans and Boston Americans. He was secured by Washington from Boston last year in exchange for Case Patten, but has never been able to get back into winning form. Keeley and Shipke are both young players, the former having pitched formerly for the Chicago "Logan Squares." The latter was drafted from the American association.



by the army of investment. In some quarters it is believed there is an increasing possibility of any kind of understanding which may result in a reconciliation between the young Turks and the sultan. It was even declared in official circles this morning that the four faries between the government and the constitutional army promises a settlement. It is alleged that the army no longer insists on the withdrawal of the present ministry and the reinstatement of the Hilmi cabinet, but it does maintain its demand for punishment of the authors of the recent trouble.

Americans Feel Safe.

Constantinople, April 21.—The report of the news here that the American government had ordered the cruiser Montana and North Carolina to Alexandria for the protection of Americans, has brought satisfaction and a sense of security to Americans here and in the Syrian coast cities of Mersina, Beirut and Alexandretta whither the information has been forwarded. The trouble may be over before the cruisers arrive but there is also a chance that in two or three weeks' time civil war may be beginning. Great Britain, France and Italy already have warships on this coast, while Germany is sending vessels, and in addition the powers maintain guard ships at Constantinople.

The consuls and the consular agents stationed on the Syrian coast sent in telegrams yesterday and today declaring that the missionaries were receiving strong protection at the hands of Turkish authorities. B. Jackson, the American consul at Aleppo, however, expressed some concern for the missionaries in outlying stations who have given asylum to Christian refugees. At a number of places the conditions are not yet sufficiently quiet to permit these refugees to leave the stations, and as a result the missionaries are still exposed to the possibility of mob attack.

T. P. CULLEY IS DEAD.

Former Topeka Piano Man Dies in Washington, D. C.

T. P. Culley, a former resident of Topeka, but of late years a citizen of Takoma Park, D. C., died Sunday at his residence. Mr. Culley was a native of Salem, Ill., and first entered business as a young man in Topeka. He then went to Philadelphia, where he remained several years, coming to Washington about six years ago. Mr. Culley was senior member of the piano firm of T. P. Culley & Son, and was well known in musical circles in the national capital. He leaves a wife and one son. In Topeka he founded a branch of the Kimball Piano company and was quite prominent in business and social circles. He sold his business to W. F. Roehr.

FOREST RESERVES TO STAY.

Story That They Will Be Opened to Settlement Is Denied.

Washington, April 21.—President Taft's entire sympathy with the forest and conservation policies is announced and stories that vast areas are to be taken away from the national forests are denied in a statement regarding the administration's attitude, issued today by Gifford Pinchot.

Mr. Pinchot says charges that the forests contain great areas of agricultural land are baseless and that any agricultural land whatever found along the boundaries of forests will be restored to entry.

Three Children From Window.

Centerville, Ia., April 21.—A dozen persons were injured last night by the explosion of a film in a moving picture show. The auditorium was crowded. Women threw their children from the windows, many being badly bruised. None was fatally hurt, and the pecuniary loss was small.

American Ambassador, Mr. Leishman, at Constantinople and May showing the location in Asia Minor of Adana, Mersina, Tarsus and Other Places Where the Massacre of Christians Is Taking Place.

British vice-consulates. The British cruiser Diana has landed 50 men off at Constantinople and May showing the location in Asia Minor of Adana, Mersina, Tarsus and Other Places Where the Massacre of Christians Is Taking Place.

The trouble began April 14. By evening of April 16, Adana was quieter and peace still continued. The town is under martial law. Many people were killed. There was much looting, great damage was done by fire; the market was almost totally destroyed and the district was in a turmoil."

DEMOCRATS ARE SLOW.

In Preparing Their Speeches Against the Tariff Bill.

Washington, April 21.—Delay among Democratic senators in preparing speeches in opposition to the tariff bill will probably result in considerable progress being made today in the second reading of the measure and in the consideration of committee amendments.

Senator Bailey is preparing an elaborate address which he probably will deliver next Monday. Senator Money is prepared to speak but not being well, will postpone doing so. It is the general opinion of senators that debate is apt to lag during the present week.

A further report by conference on the -sus bill probably will be made today as opponents to the adoption of the report as previously made indicated that they have no intention of causing a long delay in the final passage of the measure.

RAIN AT CHICAGO.

Spoils Big Opening Game at South Side Park.

Chicago, April 21.—A drizzling rain compelled the postponement today of the opening of the American league season in this city where Detroit and Chicago were scheduled to meet.

President Comiskey of the Chicago team, declared there was no truth in the report current in baseball circles today that "Jiggs" Donahue was to be traded or sold to Washington.